

PLANNING AND ZONING BOARD

APRIL 23, 2003

1. ROLL CALL

The meeting was called to order at 7:05 p.m. Board members present were Chair George Greb, Vice-Chair Mike Bender, Mimi Turin and Bob Waitkus. Also present were Andre Park from the Town Attorney's Office, Development Services Director Mark Kutney, Planner Deborah Ross and Board Secretary Janet Gale recording the meeting. Casey Lee was absent.

2. APPROVAL OF MINUTES: February 12, 2003

Vice-Chair Bender made a motion, seconded by Mr. Waitkus, to approve the minutes of February 12, 2003. In a voice vote, with Ms. Lee being absent, all voted in favor. **(Motion carried 4-0)**

3. PLAT

3.1 P 10-4-02, Long Lake Ranches Plat Two, Hiatus Road and SW 36 Street (AG) **(tabled from April 9, 2003)**

Wayne Feno, representing the petitioner, was present. Ms. Ross indicated that subsequent to the Board's request at the last meeting, staff researched the equestrian trails and she reported on the status.

Vice-Chair Bender made a motion, seconded by Mr. Waitkus, to approve. In a voice vote, with Ms. Lee being absent, all voted in favor. **(Motion carried 4-0)**

4. PUBLIC HEARINGS

Ms. Ross requested that items 4.2 and 4.3 be taken first as Mr. Kutney was present to address those items. Chair Greb asked if the Board agreed to take these two items out of order. In a voice vote, with Ms. Lee being absent, all agreed.

Rezoning

4.2 ZB 3-1-03, Town of Davie/Gilbert, 14501 Orange Drive (from A-1 to SC) **(previously denied on April 9, 2003)**

Mr. Kutney requested that this item be reconsidered and tabled to May 14th, in order to afford the petitioner enough time to review the revised reports. He advised that the property owner's attorneys had made some procedural arguments relative to these items moving forward and clarified the Town's position regarding those arguments.

Chair Greb asked if anyone from the "prevailing side" would make a motion to reconsider. No motion was made.

4.3 ZB 3-2-03, Town of Davie/Gilbert, 14901 Orange Drive (from A-1 to B-2) **(previously denied on April 9, 2003)**

Chair Greb asked if anyone from the "prevailing side" would make a motion to reconsider.

Vice-Chair Bender made a motion to reconsider. The motion died due to the lack of a second. No other motion was made.

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4.1 ZB 1-1-03, M.G. Developers, Inc./Florida Fresh Herbs, Inc., 1401 Flamingo Road (from AG to A-1) **(previously approved on March 13, 2003)**

John Voight and Jay Evans, representing the petitioner, were present. Mr. Voight explained that there had been a problem with the public notices which was not discovered until this item was reviewed by the Town Council. He advised that the corrections had been made and the public notices were accurate. Mr. Waitkus asked if this petition had been "renoticed." Ms. Ross responded affirmatively.

Ms. Ross summarized the planning report.

Mr. Voight displayed a conceptual site plan and substantiated the need for the rezoning.

Chair Greb asked if anyone wished to speak for or against this item.

June Connors, 1701 SW 127 Avenue, indicated that her concerns were that there be no vehicular access onto SW 127th Avenue and that it be landscaped and bermed to SW 15th Manor. With those assurances, she indicated that she and her neighbors were pleased to see the area developed.

As there were no other speakers, the public hearing was closed.

Mr. Voight assured the Board that there were no plans for a road on SW 127th Avenue. A brief discussion ensued regarding the type of houses to be built.

Vice-Chair Bender made a motion, seconded by Mr. Waitkus, to approve. In a roll call vote, the vote was as follows: In a roll call vote, the vote was as follows: Chair Greb - yes; Vice-Chair Bender - yes; Ms. Lee - absent; Ms. Turin - yes; Mr. Waitkus - yes. **(Motion carried 4-0)**

Variances

4.4 V 12-2-02, Miller Legg and Associates, Inc./Southwest Broward Theaters Holdings, Ltd., 15601 Sheridan Street (PUD) **(Staff is requesting a tabling to May 14, 2003)**

Ms. Ross advised that staff was requesting a tabling of items 4.4 and 4.5 in order to address outstanding issues relating to the site.

Chair Greb asked for a motion to table item 4.4 to May 14, 2003. Vice-Chair Bender so moved, seconded by Ms. Turin. In a voice vote, with Ms. Lee being absent, all voted in favor. **(Motion carried 4-0)**

4.5 V 3-1-03, Miller Legg and Associates, Inc./Southwest Broward Theaters Holdings, Ltd., 15601 Sheridan Street (PUD) **(Staff is requesting a tabling to May 14, 2003)**

Chair Greb asked for a motion to table item 4.5 to May 14, 2003. Vice-Chair Bender so moved, seconded by Ms. Turin. In a voice vote, with Ms. Lee being absent, all voted in favor. **(Motion carried 4-0)**

Vacation/Abandonment

4.6 VA 1-1-03, BG Pine Island Corp/77 Acres Trust, northwest corner of Pine Island Road and Orange Drive

Hoyt Holden, representing the petitioner, was present. Ms. Ross read the planning report.

Using a site plan, Mr. Holden demonstrated the locations and intent of the utility easements. A discussion ensued regarding access points in and out of the project until it had been pointed out that the issue at hand was a different subject.

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Chair Greb asked if anyone wished to speak for or against this item. As no one spoke, the public hearing was closed.

Vice-Chair Bender made a motion, seconded by Mr. Waitkus, to approve. In a voice vote, with Ms. Lee being absent, all voted in favor. **(Motion carried 4-0)**

5. OLD BUSINESS

There was no old business discussed.

6. NEW BUSINESS

There was no new business discussed.

7. COMMENTS AND/OR SUGGESTIONS

There were no comments and/or suggestions made.

8. ADJOURNMENT

There being no further business and no objections, the meeting was adjourned at 8:00 p.m.

Date Approved _____

Chair/Board Member